

**ORDER OF BUSINESS
BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA**

JANUARY 26, 2010

**TUESDAY
9:30 A.M.**

COMMISSION CHAMBERS

1. CALL TO ORDER

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance

2. AGENDA APPROVAL

- A. Additions, Deletions, Substitutions
- B. Adoption

WORKSHOP SESSION

- 3. 9:30 A.M. Uses for the New Bridge over the west leg of the C-18 Canal within the Loxahatchee Slough Natural Area (ERM)
- 4. 10:30 A.M. Domestic Abuse/Sexual Predator Discussion (Public Safety)
- 5. 2:00 P.M. BCC Roles & Responsibilities as the Governing Board for the Head Start/Early Head Start Programs (Community Services)
- 6. 3:00 P.M. Boards & Commissions Report (Admin)

7. REGULAR AGENDA

8. ADJOURNMENT

JANUARY 26, 2010

7. REGULAR AGENDA

A. CLERK AND COMPTROLLER

1. **Staff recommends motion to approve:** Warrant List.
2. **Staff recommends motion to approve:** Contracts (regular) and claim settlements list as submitted by various departments to the Clerk & Comptroller's Office.
Countywide

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BOARD OF COUNTY COMMISSIONERS

BOARD MEETING
PALM BEACH COUNTY, FLORIDA

ADDITIONS, DELETIONS, & SUBSTITUTIONS

JANUARY 26, 2010

ITEM

7B-1

ADD-ON: Staff recommends motion to adopt: a Resolution designating the entire geographic area of Palm Beach County as a Recovery Zone for the purpose of complying with the Federal requirements of the American Reinvestment and Recovery Act (ARRA) of the Recovery Zone Facility Bonds and Recovery Zone Economic Development Bonds, per Sections 1400u-1, 1400u-2 and 1400u-3 of the Internal Revenue Code of 1986, as amended, and providing for an effective date. **SUMMARY:** On August 18, 2009, the Board of County Commissioners approved a Resolution (R2009-1344) authorizing the issuance of ARRA Recovery Zone Facility Bonds and providing for the legal process, including application, fees, policy and procedures consistent with the Federal Treasury Department regulations, and directing County Administration, County Attorney's Office and Economic Development Office to administer the Bond Program, and delegating to the County Administrator authority to designate Recovery Zones. The Treasury defined a recovery zone as any area designated by the issuer as having significant poverty, unemployment, rate of home foreclosures or general distress. Statistics show significantly high unemployment rates and home foreclosures in Palm Beach County that have impacted citizens and businesses countywide resulting in general distress of the County. The County Administrator, in consultation with the Economic Development Office has designated areas of Palm Beach County as a Recovery Zone in conformance with the purpose of ARRA. The designation of Palm Beach County as a Recovery Zone will enable businesses to be eligible for Recovery Zone Facility Bonds and Recovery Zone Economic Development Bonds allocated to Palm Beach County, as part of the Federal Government's stimulus package. **The Recovery Zone Facility Bonds are the sole obligation of the private business and are not a financial obligation of the County. They require no guarantees of the County and are not assessed against the bonded indebtedness of the County.** The authorization of the Recovery Zone Economic Development Bonds will be presented to the Board on February 23, 2010. Countywide (PFK) (Admin)

7B-2

ADD-ON: Staff recommends motion to adopt: a Resolution of the Board of County Commissioners of Palm Beach County, Florida, requesting the Governor of Florida, through executive order and/or other powers available under the law, to activate all available state and local emergency and relief resources and mechanisms for the benefit of homeowners impacted by defective or reactive drywall including, but not limited to, requesting immediate federal assistance by a direct allocation of monies through the American Reinvestment and Recovery Act (ARRA), Federal Emergency Management Agency (FEMA) and/or any other agency/program of the United States government; directing that a copy of this Resolution be transmitted to the Governor; providing for severability; and providing for an effective date. **SUMMARY:** It has been documented that homeowners in the State of Florida have been impacted by the effects of Chinese drywall to a much larger degree than any other State in the nation. Although it is difficult to identify the exact number of homeowners impacted in Palm Beach County, more than 500 Palm Beach County homeowners whose property is tainted with Chinese drywall have filed petitions with the County's Value Adjustment Board hoping to lower their tax bills. Homeowners have received little or no relief to abate this problem. Recently the Federal Department of Housing and Urban Development stated that Community Development Block Grants can be utilized to abate Chinese drywall. However, due to income limitations under that federal program few if any homeowners in Palm Beach County can access these funds. This Resolution encourages the Governor to seek relief resources by requesting immediate federal assistance by a direct allocation of monies through the American Reinvestment and Recovery Act (ARRA), Federal Emergency Management Agency (FEMA) and/or any other agency/program of the United States government. Countywide (DW) (Admin)

ADD-ON: Staff recommends motion to:

A) approve a License Agreement with the Fire Training Officers of the Palm Beaches, LLC, for training at the Palm Beach County Fire Rescue Regional Training Center, from February 8, 2010, through February 12, 2010; and

B) authorize the County Administrator or his designee (Fire-Rescue Administrator) to execute said License Agreement, after execution by the Fire Training Officers of the Palm Beaches, LLC.

SUMMARY: The Fire Training Officers of the Palm Beaches, LLC (FTO) is an organization comprised of members of fire departments and other persons associated with fire service training or products. The FTO has requested use of the Regional Training Center for a five day event, from February 8, 2010, through February 12, 2010, which will offer firefighting related classes and training activities to area firefighters. Fire-Rescue staff believes this unique five (5) day event will promote the overall mission of Fire-Rescue to improve the quality of emergency response to the public, and will increase professional awareness of the Regional Training Center, thereby potentially increasing revenue generating opportunities for the County.

The Board previously adopted, on September 15, 2009, Resolution No. R2009-1551, which authorized the County Administrator or his designee (Fire-Rescue Administrator) to execute a one (1) year standard License Agreement with outside fire-rescue/public safety agencies and other authorized entities, providing them with access to the Regional Training Center to conduct training activities and events for public safety personnel. Although FTO has procured general liability insurance coverage for the five (5) day event, the policy exclusions render the coverage more like a special events policy and inconsistent with the standard License Agreement requirements. Based on discussions with FTO's insurance broker, and the type of event and its limited duration, Risk Management staff believes that FTO cannot readily obtain the insurance coverage required by the standard License Agreement.

Based on the unique circumstances of this five (5) day event and the benefit to the County, Fire-Rescue and Risk Management staff recommend that the Board approve the attached License Agreement, which is the same as the standard License Agreement previously approved by the Board, with the following exceptions: (1) the duration is for the five (5) day period from February 8, 2010, through February 12, 2010, rather than one (1) year; (2) the general liability insurance requirements are amended to accept the policy provided by FTO, rather than the standard license's general liability requirements; and (3) a requirement is added to require FTO to obtain from all instructors that it uses for high-risk training, a release in favor of the County. Countywide (SGB) (Fire Rescue)

NOTE: Items that were revised, added, deleted, or backup submitted and were not listed on the preliminary addition/deletion sheet distributed to the Board the prior day are noted with an asterisk (*).